

UNITED STATES DISTRICT COURT  
FOR THE  
DISTRICT OF VERMONT

JOSE GRULLON,  
Petitioner

v.

UNITED STATES OF AMERICA,  
Respondent

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File No. 1:05-CR-73-01

**ORDER**

The Magistrate Judge's Report and Recommendation was filed April 7, 2008. (Doc. 57). After de novo review and absent objection, the Report and Recommendation is AFFIRMED, APPROVED and ADOPTED. See 28 U.S.C. § 636(b)(1). Petitioner's motion for a sentence adjustment (Paper 55) is DENIED.

It is further certified that any appeal taken in forma pauperis from this Order would not be taken in good faith because such an appeal would be frivolous. See 28 U.S.C. § 1915(a).

SO ORDERED.

Dated at Brattleboro, in the District of Vermont, this 30<sup>th</sup> day of April, 2008.

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/s/ J. Garvan Murtha

J. Garvan Murtha  
United States District Judge